

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-01/09-01/11

Date: 10 April 2014

TRIAL CHAMBER V(A)

Before: Judge Chile Eboe-Osuji, Presiding
Judge Olga Herrera Carbuccion
Judge Robert Fremr

SITUATION IN THE REPUBLIC OF KENYA

**IN THE CASE OF
*THE PROSECUTOR v. WILLIAM SAMOEI RUTO and JOSHUA ARAP SANG***

Public with Confidential Redacted and Confidential *ex parte* Annexes

Order entering into the record a note of an *ex parte* meeting

Decision to be notified, in accordance with Regulation 31 of the *Regulations of the Court*, to:

The Office of the Prosecutor

Ms Fatou Bensouda
Mr James Stewart
Mr Anton Steynberg

Counsel for William Samoei Ruto

Mr Karim Khan
Mr David Hooper
Mr Essa Faal
Ms Shyamala Alagendra

Counsel for Joshua Arap Sang

Mr Joseph Kipchumba Kigen-Katwa
Ms Caroline Buisman

Legal Representatives of Victims

Mr Wilfred Nderitu

Legal Representatives of Applicants

Unrepresented Victims

**Unrepresented Applicants for
Participation/Reparation**

The Office of Public Counsel for Victims

Ms Paolina Massidda

**The Office of Public Counsel for the
Defence**

States Representatives

Amicus Curiae

REGISTRY

Registrar

Mr Herman von Hebel

Deputy Registrar

Victims and Witnesses Unit

Mr Patrick Craig

Detention Section

**Victims Participation and Reparations
Section**

Others

Trial Chamber V(A) (the ‘Chamber’) of the International Criminal Court (the ‘Court’), in the case of *The Prosecutor v William Samoei Ruto and Joshua Arap Sang*, issues the following Order entering into the record a note of an *ex parte* meeting.

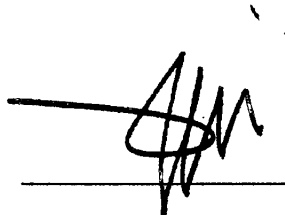
1. On 31 March 2014, the Chamber invited the parties and the legal representative of victims to make submissions on the request for protective measures for Witness 508.¹
2. During that hearing, the need arose for the Prosecution to communicate to the Chamber, in an *ex parte* manner, information relevant to the matter of protective measures that was being discussed.²
3. Accordingly, the Presiding Judge briefly adjourned the hearing and directed the Prosecution to join the Chamber in the meeting room adjacent to the courtroom in order to discuss this matter.³
4. In accordance with Article 64(10) of the Rome Statute, the Chamber now enters into the record a note that summarises this *ex parte* meeting.

¹ Transcript of hearing on 31 March 2014, ICC-01/09-01/11-T-104-CONF-ENG ET, page 2, line 14.

² Transcript of hearing on 31 March 2014, ICC-01/09-01/11-T-104-CONF-ENG ET, page 2, line 21 to page 3, line 2.

³ Transcript of hearing on 31 March 2014, ICC-01/09-01/11-T-104-CONF-ENG ET, page 3, lines 4-9.

Done in both English and French, the English version being authoritative.



Judge Chile Eboe-Osuji
(Presiding)



Judge Olga Herrera Carbuccion



Judge Robert Fremr

Dated 10 April 2014

At The Hague, The Netherlands